

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

ORACLE AMERICA, INC.,

Plaintiff,

No. C 10-03561 WHA

v.

GOOGLE INC.,

Defendant.

**SPECIAL VERDICT FORM
FOR DAMAGES**

YOUR ANSWERS MUST BE UNANIMOUS.

1. Has Google proven by a preponderance of the evidence that its infringement was innocent?

Yes _____ No _____

2. Has Oracle proven by a preponderance of the evidence that Google's infringement was willful?

Yes _____ No _____

1 (b) What amount, if any, of the above gross revenue
2 has Google proven by a preponderance of the evidence constitute
3 deductible expenses and elements of profit attributable to factors
4 other than the copyrighted works?

5
6 \$ _____

7
8 (c) Deduct the amount indicated in (b) from the amount
9 indicated in (a). This is the amount you find constitute Google's
10 profits attributable to the infringement and which net amount will
11 be awarded to Oracle (if this net amount exceeds the amount you
12 find for Question 4).

13
14 \$ _____

15
16
17
18 Dated:

FOREPERSON